

**MINUTES OF PROCEEDINGS OF ORDINARY MONTHLY BOARD MEETING OF CANTONMENT
BOARD ALLAHABAD HELD AT 11:00 A.M. ON 13-12-2023 IN ITS OFFICE**

Members Present:-

1. Brig. Maninder Singh Sidhu, PCB.
2. Shri Amit Kumar Mishra, Secretary/ Member/CEO.
3. Shri Vinod Kumar Valmiki, Nominated Member.

Special Invitees:- Nil

1. CONFIRMATION OF THE LAST BOARD PROCEEDING DATED 27.10.2023.

CBR NO. 1: Noted & approved by the Board.

2. MONTHLY ACCOUNT

Summary October, 2023

Receipts and Payment Account for the period 01/10/2023 to 31/10/2023

| Opening Balance | | |
|--|------------------------------|-------------------------------------|
| Cash Account Balance | | 0.00 Dr. |
| Bank Account Balance | | 27,47,36,267.56 Dr. |
| Receipts Account Head | Budgeted Amount (Rs.) | Actual Amount Received (Rs.) |
| 13 - Revenue from property (other than taxation) | 0 | 8,60,235.00 |
| 15 - Fees, User Charges and Fines | 0 | 10,33,105.00 |
| 16 - Income from Sales and Hire Charges | 0 | 67,000.00 |
| 19 - Other Income | 0 | 16,20,126.00 |
| 36 - Supplier's and Contractor's Liability | 0 | 66,500.00 |
| 37 - Liability to Public | 0 | 1,24,000.00 |
| 38 - Amount payable to Government | 0 | 14,400.00 |
| 46 - Sundry Debtors | 0 | 3,17,10,051.00 |
| 49 - Other Assets | 0 | 5,249.18 |
| Total | | 3,55,00,666.18 |
| Payments Account Head | Budgeted Amount (Rs.) | Actual Amount Paid (Rs.) |
| 21 - Establishment Expenses | 41,14,01,796.00 | 5,31,44,385.00 |
| 22 - Administrative Expenses/ Contingencies | 3,03,20,079.00 | 9,25,912.00 |
| 23 - Interest and Finance Charges | 0 | 11,207.35 |
| 24 - Purchases, Repairs, maintenance and Works Contracts | 8,01,27,263.00 | 78,00,277.00 |
| 26 - Grants, Revenues and Subsidies | 2,50,000.00 | 0 |
| 29 - Miscellaneous/Other Expenses | 1,91,40,500.00 | 23,84,254.00 |
| 35 - Employers Liability | 0 | 45,45,227.00 |
| 37 - Liability to Public | 30,00,000.00 | 0 |
| 38 - Amount payable to Government | 0 | 30,295.00 |
| 41 - Fixed Assets | 12,98,71,348.00 | 6,33,665.00 |
| 45 - Stock in Hand | 48,40,000.00 | 2,54,855.00 |
| 48 - Cash and Bank Balance | 1,35,000.00 | 0 |
| Total | | 6,97,30,077.35 |
| Closing Balance | | |
| Cash Account Balance | | 0.00 Dr. |
| Bank Account Balance | | 24,05,06,856.39 Dr. |

Statement of Cash and Cash Equivalents as on Date: 30/09/2023

| Sr. No. | Particulars | Amount (Rs.) | Amount (Rs.) |
|----------------|---|---------------------|---------------------|
| 1 | Cash and Bank Balances | | |
| i. | 110 - 4811 - 0001 - Cash in Hand-CCB | 0.00 | |
| ii. | 12 - 11 - 190 - 4821 - 0009 - ICICI BANK - 628201211051 - ICICI 15TH CFC TIED CANTONMENT BOARD ALLAHABAD | 22481927.50 | |
| iii. | 12 - 11 - 190 - 4821 - 0008 - ICICI BANK - 628201211052 - ICICI 15TH CFC BASIC CANTONMENT BOARD ALLAHABAD | 6142056.00 | |
| iv. | 11 - 11 - 110 - 4821 - 0004 - STATE BANK OF INDIA - 10088645160 - SBI Current Account | 0.00 | |
| v. | 11 - 11 - 110 - 4821 - 0002 - STATE BANK OF INDIA - 10088647076 - Pension Fund Account | 0.00 | |

| | | | |
|--------------|---|--------------|---------------------|
| vi. | 11 - 11 - 110 - 4821 - 0003 - STATE BANK OF INDIA - 10088647087 - EPF Account | 0.00 | |
| vii. | 11 - 11 - 110 - 4821 - 0001 - STATE BANK OF INDIA - 10088647292 - Saving Account For Income and Expenditure | 234791429.40 | |
| viii. | 12 - 11 - 110 - 4821 - 0005 - STATE BANK OF INDIA - 30564579387 - Cantt Development Fund | 4115056.46 | |
| ix. | 12 - 11 - 190 - 4821 - 0007 - STATE BANK OF INDIA - 39343176545 - SBI 15TH CFC CB ALLAHABAD | 5718311.50 | |
| x. | 11 - 11 - 110 - 4821 - 0006 - UCO - 320100014986 - UCO BANK DEPRECIATION FUND ACCOUNT | 1487486.70 | |
| xi. | Cash in Post Office Account | 0.00 | |
| xii. | Others | 0.00 | 274736267.56 |
| 2 | Total amount of Fixed Deposits | 0.00 | 0.00 |
| 3 | Other investments | | |
| i. | Government Securities | 0.00 | |
| ii. | Bonds | 0.00 | |
| iii. | Other investments | 0.00 | 0.00 |
| Total | | | 274736267.56 |

Statement of Cash and Cash Equivalent as on Date: 31/10/2023

| Sr. No. | Particulars | Amount (Rs.) | Amount (Rs.) |
|----------|---|--------------|--------------|
| 1 | Cash and Bank Balances | | |
| i. | 110 - 4811 - 0001 - Cash in Hand-CCB | 0.00 | |
| ii. | 12 - 11 - 190 - 4821 - 0009 - ICICI BANK - 628201211051 - ICICI 15TH CFC TIED CANTONMENT BOARD ALLAHABAD | 20573447.50 | |
| iii. | 12 - 11 - 190 - 4821 - 0008 - ICICI BANK - 628201211052 - ICICI 15TH CFC BASIC CANTONMENT BOARD ALLAHABAD | 3216567.00 | |
| iv. | 11 - 11 - 110 - 4821 - 0004 - STATE BANK OF INDIA - 10088645160 - SBI Current Account | 0.00 | |
| v. | 11 - 11 - 110 - 4821 - 0002 - STATE BANK OF INDIA - 10088647076 - Pension Fund Account | 0.00 | |
| vi. | 11 - 11 - 110 - 4821 - 0003 - STATE BANK OF INDIA - 10088647087 - EPF Account | 0.00 | |
| vii. | 11 - 11 - 110 - 4821 - 0001 - STATE BANK OF INDIA - 10088647292 - Saving Account For Income and Expenditure | 208601954.23 | |
| viii. | 12 - 11 - 110 - 4821 - 0005 - STATE BANK OF INDIA - 30564579387 - Cantt Development Fund | 4115056.46 | |
| ix. | 12 - 11 - 190 - 4821 - 0007 - STATE BANK OF INDIA - 39343176545 - SBI 15TH CFC CB ALLAHABAD | 2512549.50 | |

| | | | |
|--------------|---|------------|---------------------|
| x. | 11 - 11 - 110 - 4821 - 0006 - UCO - 320100014986 - UCO BANK DEPRECIATION FUND ACCOUNT | 1478316.70 | |
| xi. | Cash in Post Office Account | 0.00 | |
| xii. | Others | 0.00 | 240506856.39 |
| 2 | Total amount of Fixed Deposits | 0.00 | 0.00 |
| 3 | Other investments | | |
| i. | Government Securities | 0.00 | |
| ii. | Bonds | 0.00 | |
| iii. | Other investments | 0.00 | 0.00 |
| Total | | | 240506856.39 |

CBR NO. 2: Noted & approved by the Board.

3. RECOMMENDATION TO PAY THE REVISED RATE OF DEARNESS ALLOWANCE TO THE CANTT BOARD ALLAHABAD EMPLOYEES

As per UP Govt G.O. N.O. 7/2023-/Ve-Aa-1-1005/Das-2023-8(M)/2016 dated 06.11.2023 the State Government has revised the rate of Dearness Allowance (DA) payable from 42 % to 46% on the basic pay w.e.f. 01.07.2023. As per Memorandum of Settlement (Mos), 1969, Cantonment Board employees are entitled to get pay and allowances at par with State Govt. employees in which state the Cantonment Board is situated. Cantonment Board Allahabad being situated in the State of Uttar Pradesh, the GO of State of Uttar Pradesh is also applicable to Cantt Fund employee.

Relevant document is placed on the table. Board may consider for further course of action.

CBR NO. 3: Considered & approved by the Board. Board decided to forward the CBR to PDDE, CC, Lucknow for obtaining necessary sanction.

4. RECOMMENDATION TO PAY THE REVISED RATE OF DEARNESS RELIEF TO THE CANTT BOARD ALLAHABAD PENSIONERS.

As per UP Govt G.O. N.O. 25/2023/I/424662/2023/File No-10-22099/1401/2020 dated 08.11.2023 the state Government has revised the rate of Dearness Relief (DR) payable to the pensioners from 42% to 46% for the pensioners. The revised rate of DR is also applicable to the Cantt Board Pensioners.

Relevant document is placed on the table. Board may consider for further course of action.

CBR NO. 4: Considered & approved by the Board. Board decided to forward the CBR to PDDE, CC, Lucknow for obtaining necessary sanction.

5. PROCUREMENT OF ONE CAR FOR ALLAHABAD CANTT. BOARD

Administrative approval of Board is to be given for procurement of one Maruti Suzuki Ciaz Delta SHVS Petrol M for the DEO Allahabad from Cantt Board funds at the estimated cost of Rs. **8,71,089.80** from Gem Portal.

Relevant document is placed on the table to decide and necessary action.

CBR NO. 5: Considered & decided to defer the matter till the patent authority on provisioning of the Car for the DEO Allahabad from Cantt. Board funds is obtained.

6. PROCUREMENT OF HYGIENE ITEMS THROUGH GEM PORTAL FOR MILITARY CONSERVANCY SERVICES 2023-2024

As per the agreement 2023-24 and demand made by Station Cell HQ Purva UP & MP Sub Area, Prayagraj the following items have been procured through GeM Portal Handed over to the Station Cell.

| Sl. No. | Item Description | Qty. | Amount |
|---------|------------------|------------|--------|
| 1. | Phenyle | 150 Bottle | 20250 |
| 2. | Harpic | 130 Bottle | 24700 |
| 3. | Lizol Cleaner | 125 Bottle | 24625 |
| 4. | Hand wash | 125 Bottle | 24750 |
| 5. | Acid | 200 Bottle | 18000 |
| 6. | Colin | 110 Bottle | 24200 |
| 7. | Sanitizer | 100 Bottle | 24900 |
| 8. | Odonil | 150 pkt. | 15750 |
| 9. | Black Hit | 100 Bottle | 25000 |
| 10. | Napthalene balls | 10 kg. | 4500 |
| 11. | Bamboo 8 fit | 150 Nos. | 18000 |
| 12. | Jhadu | 150 pcs. | 11250 |
| 13. | Phool Jhadu | 120 pcs. | 16200 |
| 14. | Pocha | 200 Pcs. | 15000 |

| | | | |
|-----|-----------------|----------|---------------|
| 15. | Duster Cloth | 250 pcs. | 16250 |
| 16. | Mug | 90 pcs. | 8100 |
| 17. | Bucket | 90 pcs. | 22500 |
| 18. | Small Wiper | 130 pcs. | 24700 |
| 19. | Big Wiper | 105 pcs. | 24675 |
| 20. | Hand Golves | 275 Pair | 24750 |
| 21. | Lime | 100 kg. | 3600 |
| 22. | Geru | 100 kg. | 2700 |
| 23. | Toilet Brush | 200 pcs. | 22000 |
| 24. | Safety Jacket | 100 Nos. | 25000 |
| 25. | Poly Bag | 10 kg. | 3500 |
| 26. | Talwar | 100 Nos. | 25000 |
| 27. | Khurpi | 40 Nos. | 12000 |
| 28. | Rambha (Sabbal) | 06 Nos. | 3540 |
| 29. | Kulhari | 06 Nos. | 2700 |
| 30. | Small Phawda | 20 Nos. | 8800 |
| | | | 496940 |

Approval of the Board is solicited for making payment for the above mentioned items.

Board to approve.

CBR NO. 6: Board considered & approved to make payment.

7. PROCUREMENT OF 01 NO. TRAILOR SEWER MOUNTED SEWER SUCTION MACHINE 5000 LTR. CAPACITY.

Sanitary Section has requested for procurement of 01 No. Trailor Sewer Mounted Sewer Suction Machine 5000 Ltr. Capacity for maintaining cleanliness in side Cantonment area. The estimated cost of machine is Rs. 6,85,000/-.

Relevant files are placed on the Table.

Board to consider.

CBR NO. 7: Board considered & approved.

8. PROCUREMENT OF CONSERVANCY ITEMS FOR MILITARY CONSERVANCY SERVICES 2023-2024

As per the agreement 2023-24 and demand made by Station Cell HQ Purva UP & MP Sub Area, Prayagraj the following items are required to be procured for handing over to the Station Cell. The estimated cost of items is Rs. 4,00,000/-.

| Sl. No. | Item Description | Qty. |
|----------------|-------------------------|-------------|
| 1. | Vacuum Cleaner | 01 Nos. |
| 2. | Spray Extractor | 01 Nos. |
| 3. | Stream Cleaner | 01 Nos. |
| 4. | Mob | 01 Nos. |
| 5. | Pressure Wash | 01 Nos. |

Relevant files are placed on the Table.

Board to consider.

CBR NO. 8: Board considered & approved.

9. PROCUREMENT OF BRUSH CUTTER MACHINE FOR MILITARY CONSERVANCY SERVICES 2023-2024

As per the agreement 2023-24 and demand made by Station Cell HQ Purva UP & MP Sub Area, Prayagraj the following item is required to be procured for handing over to the Station Cell. The estimated cost of Brush Cutter Machine is Rs. 10,80,000/-.

| Sl. No. | Item Description | Qty. |
|---------|---------------------------------------|---------|
| 1. | Brush Cutter Machine (Honda 4 stroke) | 27 Nos. |

Relevant files are placed on the Table.

Board to consider.

CBR NO. 9: Board considered & approved.

10. PROCUREMENT OF HIGH PRESSURE WASHER CLEANER WITH GUN FOR MILITARY CONSERVANCY SERVICES 2023-2024

As per the agreement 2023-24 and demand made by Station Cell HQ Purva UP & MP Sub Area, Prayagraj the following items is required to be procured for handing over to the Station Cell. The estimated cost of High Pressure Washer Cleaner with Gun is Rs. 16,44,000/-.

| Sl. No. | Item Description | Qty. |
|---------|---------------------------------------|---------|
| 1. | High Pressure Washer Cleaner with Gun | 03 Nos. |

Relevant files are placed on the Table.

Board to consider.

CBR NO. 10: Board considered & approved.

11. PROPOSAL FOR GRANT OF WORKING PERMISSION FOR DEVELOPMENT OF BASIC INFRASTRUCTURE FOR PILGRIMS DEVOTEE AND GENERAL PUBLIC VISITING LETE HANUMAN JI MANDIR; (APPLICATION ID NO. 26920230690)

Reference Directorate, Defence Estates, Central Command, Lucknow letter No. 58792/Lete Hanuman MNDR/Pryg dated 29.11.2023

Prayagraj Development Authority, Prayagraj submitted an online application on NOC Portal with Application ID No. 26920230690 for Grant of Working Permission for development of basic infrastructure for pilgrims, devotee and general public visiting Lete Hanuman Ji Mandir.

It is intimated that a joint site inspection of the proposed site was carried out on 16.11.2023 by concerned stakeholders and it was found that total area measuring 11,589 Sqm is involved out of GLR Sy. No. 93, Fort Cantt and Sy. Nos. 94-54, 94-55, 94-56, 94-57, 94-58, 94-64, 94-66, 94-67, 94-68, 94-69, 94-70, 94-71 & 94-72 out of Beni Bundh Civil Area at Fort Cantt, Allahabad. Details of the land involved in the subject case are as under:

| Sr. No. | GLR Sy. No. | Area involved in sq.m. | Nature of Holder Rights with Description | Class | Management |
|---------|-------------|------------------------|--|-------|-------------|
| 1 | 93 | 9105.28 | - | B-4 | MEO |
| 2 | 94-54 | 20.81 | Encroachment | B-3 | Cantt Board |
| 3 | 94-55 | 23.69 | Encroachment | B-3 | Cantt Board |
| 4 | 94-56 | 22.11 | Encroachment | B-3 | Cantt Board |
| 5 | 94-57 | 4.74 | - | B-4 | Cantt Board |
| 6 | 94-58 | 19.60 | Encroachment | B-3 | Cantt Board |
| 7 | 94-66 | 27.87 | - | B-3 | Cantt Board |
| 8 | 94-67 | 23.41 | Encroachment | B-3 | Cantt Board |
| 9 | 94-68 | 31.59 | Encroachment | B-3 | Cantt Board |

| | | | | | |
|--------------|-------|------------------|--------------|-----|-------------|
| 10 | 94-69 | 17.65 | Encroachment | B-3 | Cantt Board |
| 11 | 94-70 | 35.30 | Encroachment | B-3 | Cantt Board |
| 12 | 94-71 | 402.73 | Private | PVT | Private |
| 13 | 94-72 | 46.45 | - | B-4 | Cantt Board |
| 14 | 94-64 | 1,807.77 | - | B-4 | Cantt Board |
| Total | | 11,589.00 | | | |

During the course of joint inspection, it was observed that encroachment/ unauthorized construction viz. Part of Shri Lete Hanuman Ji Mandir, Hawan Kund, permanent shops, office for Hanuman Ji Mandir, temporary stalls/ constructions, etc. are also involved in the proposed defence land. Therefore, Rep of LMA recommended for transfer of defence land only on “where as it is basis” (i.e. if there is any kind of litigation, encroachments and encumbrance are involved in the proposed land, the same shall borne by the Indenting Authority (Prayagraj Mela Authority, Prayagraj). Rep of Indenting Authority agreed with the same and signed the joint inspection report.

It is pertinent to mention here that in Civil Misc. Writ Petition No. 65211 of 2009: Narendra Giri, Mahant of Bade Hanuman Ji Temple Vs Union of India & others, Hon’ble High Court, Allahabad vide Order dated 19.12.2019 stated in Para 52 that “In view of the above, therefore, we hereby directed that petitioner shall remove all the constructions permanent and temporary beyond the are 4335 sq ft, shown in the map prepared by the Prayagraj Development Authority (supra) within a period of 3 months from today and positively by 19th March, 2020, failing which it would be opened for the respondent to carry out necessary exercise for removal of the unauthorized constructions”.

It is to be noted that as per entries available in Remarks Column of GLR Records of Sy. No. 94-71, present area including encroachment 6270 sq.ft. Encroachment 1935 sq.ft. Recognised area 4335 sq.ft. (402.73 Sqm) Shown in Old Cantt/: Register of privately owned lands. old records allow area of 4335 sq.ft. original boundaries not known so position of encroachment cannot be shown in the plan.

It is also to be noted that as per entries available in Column of Nature of Holder Rights with Description of GLR Records of Sy. No. 94-54, 94-55, 94-56, 94-58, 94-67, 94-68, 94-69 and 94-70, it is shown as “Encroachment” and Class of the said Survey Numbers has been shown as “B-3”.

It is also to be noted that as per records available in this office, Sy. No. 94-66 & 94-67 are also involved in encroachment carried out by Shri Mahant Rama Nand Das, Beni Bundh, Fort Cantt Allahabad. It is submitted that proceedings under PPE Act, 1971 was initiated on 07.02.2006 against unauthorized occupation of Govt. Defence land measuring 5457.32 sqft. out of land comprising Sy. No. 94-64, 94-65, 94-66 and 94-67, Beni Bundh Fort Cantt by making unauthorized constructions. Copy of the notice dated 07.02.2006 issued under PPE Act, 1971 is enclosed as Annex-‘A’.

Shri Mahant Ramananddas vide letter dated 21.02.2006 submitted his reply to the Cantt Board notice dated 07.02.2006. Shri Mahant Ramananddas prayed to withdraw the notice dated 07.02.2006 and honour the verdict of Hon’ble Supreme Court passed in Civil Appeal No. 4987 of 1998 dated 27.09.2004.

The last finding of the Hon’ble Supreme Court passed in Civil Appeal No. 4987 of 1998 dated 27.09.2004 is reproduced below:

“.....For the reason stated above, the order of the High Court including the finding recorded therein are set aside and the writ petition filed by the appellants is allowed.

Respondents are restrained from demolishing the existing structure or disposing the appellants from the property except in accordance with law. Contentions on both sides are left open.....”

It is intimated that HQ Purva UP & MP Sub Area, New Cantt, Allahabad vide letter No. PC/26024/KM/Lete Hanuman/Q3 dated 28.11.2023 has submitted the comments and recommendation of LMA to the HQ Madhya Bharat (MB) Area, Jabalpur under intimation to the Cantonment Board Allahabad. As per the comments made by LMA in the said letter, the details of the restrictions imposed on utilisation of the requisitioned defence land in Fort Cantt area are elaborated below:

- a) United Provinces Gazette Notification: The subject land falls in 1000 yards of restricted zone, wherein No variation in the ground level and building, wall, bank, or other construction of permanent materials above the ground is permitted vide Govt. United Provinces Notification No. 1511/III-456 dt 26 Jul 1916.
- b) President's Decree of 1963: The subject land falls in defence land which is exclusively earmarked for Kumbh, Ardh Kumbh and Magh Mela, which includes survey No. 93 & 94 as per Gazette of India, Part-II, Section 4, SRO-53, Ministry of Defence Notification No. P 10 (10)/56/D(GS-1) (Vol-III) dt Jan 1963.
- c) MoD Gazette Notification in 1971: The subject land falls in defence land under the restricted zone of 250 yards, restricted zone, wherein No variation is permitted on the ground level, building, wall, bank, or other construction of permanent materials above the ground as per Gazette of India, Part-II, Section 4, SRO-301. Ministry of Defence Notification No. P 54556/5/GS/MO2) dt 04 Aug 1971.

Further, LMA has recommended that as per the provisions of Govt United Provinces Notification No. 1511/III-456 dated 26 Jul 1916, the restrictions mentioned in section 7 (a) and 7 (b) of the said Act shall attach to the land within the said zone lying within 1000 yards from crest of the glacis of the said Fort. No variation shall be made in the ground level and no building, wall, bank or other construction of permanent materials above the ground shall be maintained, erected, added to, or altered. The indented project shall violate this provision.

LMA has also recommended that as per the provisions of Gazette of India Notification mentioned at Para 7 (c) above, the project falls under the restricted zone of 250 yards (Work of Defence Acts (WoDA), 1903), wherein restrictions are imposed on construction and obstructions in the vicinity of OD Fort, Prayagraj.

In view of pending implementation of Court Order, WoDA restriction, provision of President Decree and United Provinces Gazette Notification, LMA has not recommended the project.

LMA has also recommended that in case the competent authority provides the necessary go ahead for this project, it is proposed that the land along with its lien be transferred to the Prayag Mela Authority, Prayagraj. The liens of CMWP No. 65211 of 2009: Shri Narendra Giri, Mahant of Bade Hanumanji Temple Vs Union of India & 5 other is also be transferred and resolved within a reasonable timeframe. The requisitioned def land be transferred on EVI basis only.

Relevant documents are placed on the Table.

Board to consider.

CBR NO. 11: Board noted the observations raised by LMA regarding pending implementation of Hon'ble High Court, Allahabad Order dated 19.12.2019 in CMWP No. 65211 of 2009: Shri Narendra Giri, Mahant of Bade Hanumanji Temple Vs Union of India & 5 Others, WoDA restriction, provision of President Decree and United Provinces Gazette Notification.

Board recommended that in case the competent authority provides the necessary go ahead for this project, the affected land along with its lien will be transferred to the Prayag Mela Authority, Prayagraj. The liens of CMWP No. 65211 of 2009: Shri Narendra Giri, Mahant of Bade Hanumanji Temple Vs. Union of India & 5 Others will also be transferred and resolved within a reasonable timeframe.

Board recommended that once the competent authority give it's approval, then the requisitioned defence land under the management of Cantonment Board Allahabad be transferred to IA on Equal Value Infrastructure (EVI) basis. However competent authority may decide as deemed fit.

12. PROPOSAL FOR GRANT OF WORKING PERMISSION FOR PASSENGER ROPEWAY PROJECT FROM SHANKAR VIMAN MANDAMPAM TO TRIVENI PUSHUP AT PRAYAGRAJ; (APPLICATION ID NO. 1920230674)

Reference Circular Agenda No. 01 dated 13.11.2023 and Directorate, Defence Estates, Central Command, Lucknow letter No. 58783/Ropeway Project/SV Mandapam/Pryg dated 09.11.2023 and letter No. 58783/Ropeway Project/SV Mandapam/Pryg dated 01.11.2023.

Prayagraj Development Authority, Prayagraj submitted an online application on NOC Portal with Application ID No. 1920230674 for Grant of Working Permission for Passenger Ropeway Project from Shankar Viman Mandampam to Triveni Pushup at Fort Cantt, Prayagraj.

In connection to the same, Directorate vide letter under reference dated 09.11.2023 directed Cantonment Board to furnish its recommendation with respect to defence land under the management of Cantonment Board.

A joint site inspection was carried out 18.10.2023 by all stakeholders. On joint survey in presence of all stakeholders, it was found that total area measuring 33299 Sqm (i.e. 3.3299 Hectars) is involved out of GLR Sy. No. 70, 94/34, 93, 70- A, 70-C, 70-C-5, 70-C-4, 94 & 101 at Fort Cantt, Allahabad. It is mentioned here that the land portion of Sy. Nos. 70, 70-A, 70-C, 70-C-5, 70- C-4, 94, 93 & 101 combined area 20504 Sqm, out of the total area 33299 Sqm will remain in air. Details are as under:-

| Sr. No. | Sy. No. | Area in Sqm. | Class | Management |
|--------------|---------|--------------|-----------------------|--------------------|
| 1 | 70 | 14778 | A1 | MoD (QMG) |
| 2 | 93 | 8689 | B4 | MEO |
| 3 | 70-C | 2184 | A2 | MEO |
| 4 | 70-C/5 | 336 | A2 | MEO |
| 5 | 70-C/4 | 420 | A2 | MEO |
| 6 | 101 | 588 | B4 | MEO |
| 7 | 70-A | 1008 | B1 | East India Railway |
| 8 | 94-34 | 256 | B2 | Local Govt. |
| 9 | 94 | 5040 | Beni Bundh Civil Area | - |
| Total | | 33299 | | |

Sy. No. 94-27, 94-34, 94-40, 94-39, & 94-64 of Beni Bundh Civil Area (Main GLR Sy. 94, Fort Cantt) are involved in Sr. No. 09 of above mentioned Table. Details of area involved in the subject proposal are given below:

| Sr. No. | Sy. No. | Area in Sqm. | Class | Management |
|--------------|---------|-------------------|-------|-----------------|
| 1 | 94-27 | 27.50 x 16= 440 | B2 | Municipal Board |
| 2 | 94-34 | 57.00 x 16= 912 | B2 | Local Govt. |
| 3 | 94-40 | 150.00 x 16= 2400 | B2 | Local Govt. |
| 4 | 94-39 | 19.50 x 16= 312 | B4 | Cantt Board |
| 5 | 94-64 | 61.00 x 16= 976 | B4 | Cantt Board |
| Total | | 5040 sqm. | | |

Matter was referred to Board by Circulation and Board vide Circular Agenda No. 01 dated 07.12.2023 considered and recommended that sanction of the Govt. of India, Ministry of Defence for Passenger Ropeway project from Shankar Viman Mandampam to Triveni Pushup at Fort Cantt, Prayagraj may be obtained on License basis as per the Gol, MoD policy No. 11015/2/2012/D(Lands) dated 02.02.2016 and as per amendments issued from time to time.

Cantonment Board vide letter No. ENGG/WP/Ropeway/CBA/2023/1643 dated 14.11.2023 forwarded the recommendation of the Board to the Directorate, Defence Estates, Central Command, Lucknow.

It is intimated that HQ Purva UP & MP Sub Area, New Cantt, Allahabad vide letter No. PC/26024/KM/Ropeway/Q3 dated 07.12.2023 has forwarded the comments and recommendation of LMA on the subject matter forwarded to the HQ Madhya Bharat (MB) Area, Jabalpur vide HQ Purva UP & MP Sub Area letter No. PC/26024/KM/Ropeway/Q3 dated 01.11.2023. As per the comments made by LMA in the said letter, the details of the restrictions imposed on utilisation of the requisitioned defence land in Fort Cantt area are elaborated below:

- a) United Provinces Gazette Notification: The entire Ropeway alignment falls in 1000 yards of restricted zone, wherein No variation in the ground level and building, wall, bank, or other construction of permanent materials above the ground is permitted.
- b) President's Decree of 1963: Ropeway alignment falls in defence land which is exclusively earmarked for Kumbh, Ardh Kumbh and Magh Mela, which includes survey No. 70, 70A, 70C, 70-C-4, 70-C-5, 93 & 94 as per Ministry of Defence letter No. 35/1/L&C/58/7299-E/D(C&L) dt 10 Jan 1963.
- c) MoD Gazette Notification in 1971: The entire Ropeway alignment of falls in defence land under the restricted zone of 250 yards, restricted zone, wherein No variation is permitted on the ground level, building, wall, bank, or other construction of permanent materials above the ground. This provides unrestricted visibility from close quarters to all military assets within Fort and Depot areas.

LMA also stated that the alignment of the Ropeway is planned along the Fort wall which is approx 2.5 times higher than the Fort wall. The issue of the inter visibility from Car to public and therefore will have security implications and this will led to compromising of security of military assets in Fort Cantt.

Considering the security concerns and restrictions on use of defence land at Sangam area, LMA has not recommended the proposal of construction Ropeway in proposed location and in case the competent authority overrides the above mentioned concerns, then the subject requisitioned defence land be permanently transferred to IA on the basis of EVI only.

Relevant documents are placed on the Table.

Board to consider.

CBR NO. 12: Board noted the observations raised by LMA regarding the security concerns and restrictions on use of defence land at Sangam area.

Board recommended that once the competent authority give it's approval, then the subject requisitioned defence land under the management of Cantonment Board Allahabad be transferred to IA on the basis of Equal Value Infrastructure (EVI) basis. However competent authority may decide as deemed fit.

13. IMPROVEMENT WORKS IN CANTONMENT GENERAL HOSPITAL, NEW CANTT, ALLAHABAD

RMO, Cantt General Hospital reported that there is requirement of civil works with allied facilities in OT Section, Cantonment General Hospital.

Estimated cost of work for provision of the same is Rs. 6,76,500/-.

Board to consider.

CBR NO. 13: Board approved the provision of civil works with allied facilities in OT Section at estimated cost of Rs. 6,76,500/-.

14. APPEAL NO. 02 OF 2020 U/S 340 OF CANTONMENTS ACT, 2006 (SHRI PRAVEEN MALVIYA VERSUS CANTONMENT BOARD ALLAHABAD & ANOTHER)

Reference Legal Opinion dated 08.12.2023 of Shri SK Rai, Advocate, CBR No. 20 dated 01.09.2023 and Appellate Authority Final Order dated 17.07.2023 in respect of Appeal No. 02 of 2020.

Board and Board vide CBR No. 20 dated 01.09.2023 decided to seek legal opinion of Cantt Board legal advisor on the Final Order dated 17.07.2023 of the Appellate Authority in respect of Appeal No. 02/2020.

Shri Satish Kumar Rai, Advocate has furnished his legal opinion vide letter dated 08.12.2023 in the subject matter. Relevant para of legal opinion are reproduced below:

“.....I have gone through your letter referred above as well as final order of the Appellate Authority dated 17.07.2023 passed in Appeal No.02 of 2020 U/s 340 of Cantonments Act, 2006 (Shri Praveen Malviya Vs. Cantonment Board, Allahabad & another) whereby the Learned Appellate Authority has dismissed the appeal as not maintainable with further direction to the Cantonment Board to consider the written submission of the appellant as a reply to the show cause notice dated 15.02.2018 and take appropriate decision strictly in accordance with law, through a detailed speaking order as laid down in Afzal and others Vs. Cantonment Board, Meerut & another, (2014) ALJ 696.

In view of the above, since the appeal of the appellant has been dismissed by the appellate authority as not maintainable with further direction to the Cantt. Board to take appropriate decision strictly in accordance with law; hence, it is my considered opinion that considering written submission of the appellant as a reply to the show cause notice dated 15.02.2018 and materials available on record, the Board may proceed further and take appropriate decision in the matter in accordance of law.....”

Relevant files are placed on the Table.

Board to consider.

CBR NO. 14: Board considered the Objection letter dated Nil (received in this office on 01.06.2023) of Shri Yasharth Malviya, Legal Representative of Late Shri Pravin Malviya against the Show Cause Notice dated 15.02.2018.

Findings of the Board on the issues mainly raised by the objector are given below:

- i. Issue No. 01- That the site inspection of Bungalow No. 31, Stanley Road, Old Cantt, Allahabad was not made in the presence of the objector.**

Board finds that inspection of the site in question was carried out with the consent of the occupiers present at the time of inspection. Site inspection report dated 06.06.2015 was duly served to the Objector with Show Cause Notice dated 15.02.2018. Objector has not disputed the construction/ structures in question and dimensions/ measurements at any stage, hence it is admitted by the objector in his reply that construction has been raised by the Objector.

- ii. Issue No. 02- That the site inspection report does not indicate the date of commencement & completion of constructions in question.**

Board finds that site inspection was carried out by Cantonment Board on 06.06.2015 when it came to the notice of Cantonment Board with the verbal consent of the occupier and their authorized persons available at site and at that time unauthorized constructions was about to be completed. Notice dated 20.07.2015 was issued on the facts found at site during course of inspection on 06.06.2015 by the A.E. and J.E. of this Cantonment Board.

- iii. Issue No. 03- That the Order dated 17.11.2017 by the Appellate Authority is void ab-initio, erroneous and not enforceable under the law and period of 12 months as provided in Section 248 of the Cantonments Act, 2006.**

Board finds that as per Section 340 (1) of Cantonments Act, 2006, any person aggrieved by any order described in the third column of Schedule V of Cantonments Act, 2006 may appeal to the Appellate Authority specified in that behalf in the fourth column of the said Schedule.

For Executive Order under Section 248 for a building in a Cantonment (other than a Civil Area), General Officer Commanding-In-Chief, the Command is the Appellate Authority.

In the present case, General Officer Commanding-In-Chief, Central Command, Lucknow Cantt is the Appellate Authority and Appellate Authority has jurisdiction to decide the matter/ controversy after giving full opportunity to the concerned parties.

Board also noted that Hon'ble High Court Allahabad has already decided the controversy with regard to date of completion and 12 months period in Writ Petition No. WRIT-C No. 61768 of 2013 (The Prabhu Narayan Union Club Varanasi Vs Union of India and 2 Others). Relevant Para of the said Judgement dated 12.11.2013 are reproduced below:

“.....So far as the period of 12 months provided for in Section 248 in matter of demolition of the building from the date of completion of such erection/ re-erection is concerned, we are of the considered opinion that this period of 12 months shall start running only when a notice under Section 242 pertaining to completion of the building has been served upon the Executive Officer or the Board as the case may be. If a resident of the building on lease hold property decides not to seek sanction of the plan for erection/ re-erection or to give notice of the completion of the building under Section 242, then the period for computation of the 12 months period shall not start running.

We are of the concerned considered opinion that the right of the Cantonment Board to demolish the unauthorized constructions cannot be said to have been lost merely because the unauthorized constructions have gone un-noticed for period of over 12 months.

We, therefore have no hesitation to record that under Section 248 (1), the period of 12 months of the completion of the erection/ re-erection of the building in the matter of demolition has to be counted only from the date of service of notice of completion of the building as contemplated by Section 242 and not otherwise.....”

Board holds that the Appellate Authority Order dated 17.11.2017 in Old Appeal (Appeal No. 02 of 2016 against Notice dated 20.07.2015 under Section 248 (1) of Cantonments Act, 2006) and subsequent proceedings are in accordance with law and there is no illegality in the same.

- iv. Issue No. 04- That the fair procedure or reasonable and just procedure has not been adopted in resolving CBR No. 16 dated 31.01.2018.**

Board finds that Cantonment Board proceeded in the subject case in accordance with provisions of Cantonments Act, 2006. Resolution No. 16 dated 31.01.2018 passed by the Cantonment Board is perfectly valid and there is no illegality in Cantonment Board Resolution (C.B.R.) No. 16 dated 31.01.2018. Thus, there is no violation of law and natural principle of justice.

- v. Issue No. 05- That there was no material evidence before the Board for passing Resolution No. 16 dated 31.01.2018.**

Board finds that site inspection report dated 06.06.2015 and C.B.R. No. 16 dated 31.01.2018 are in accordance with the provisions of Cantonments Act, 2006. Hence, there is no illegality in passing CBR No. 16 dated 31.01.2018 for issuing Notice under Section 248 of the Cantonments Act, 2006.

- vi. **Issue No. 06- That no opportunity of hearing was provided to Holder of Occupancy Rights of the Bungalow in the meeting held on 31.01.2018.**

Board finds that C.B.R. No. 16 dated 31.01.2018 passed by the Board is in accordance with directions of Hon'ble High Court in Afzal case and Appellant himself did not file any reply to the notice dated 15.02.2018 at that stage. Action of Cantonment Board in issuance of notice under section 248 of Cantonments Act, 2006 dated 15.02.2018 is perfectly legal and is in consonance with directions of Appellate Authority as well as directions of Hon'ble High Court, Allahabad in Afzal Case as confirmed in Hon'ble Supreme Court. Hence, appellant has been provided full opportunity of hearing.

- vii. **Issue No. 07- That the no copy of sanctioned building plan, affidavit of the employee, copy of grant of land was attached with the notice.**

Board noted that notice under Section 248(1) of the Cantonment Act, 2006 was issued on 15.02.2018. Along with this notice, the site inspection report dated 06.06.2015 of the Engineering Section of the office, photographs taken during unauthorized construction, the decision of the Board taken vide CBR No. 16 dated 08.06.2015 and the subsequent CBR No. 16 dated 31.01.2018 was furnished to the objector.

Board also noted that plan was submitted by Late Pd. Nityanand Malviya to Cantonment Board and Cantonment Board rejected it vide letter dated 14.05.1968. The said plan clearly shows that no structure was in existence beside the main building.

- viii. **Issue No. 08- That the appeal under Section 9 of PPE Act, 1971 before District Judge, Allahabad is pending against Order dated 20.09.2019 issued under Section 5B of PPE Act, 1971 by DEO Allahabad. The proceedings by Cantonment Board Allahabad under Cantts Act, 2006 is not maintainable.**

Board finds that Defence Estates Officer is also authorized under Public Premises (Eviction of Unauthorized Occupants) Act, 1971 to take action for any unauthorized construction raised in the premises under his jurisdiction. Bungalow in question lies outside civil area under the management of Defence Estates Officer (DEO), Allahabad Circle, Allahabad and hence, DEO Allahabad has proceeded as per PPE Act, 1971.

The instant proceeding is with respect to the Cantonments Act, 2006. Both the Acts (PPE Act, 1971 and Cantonments Act, 2006) are special Acts and will operate in their own sphere. Since the Bungalow in question is under municipal jurisdiction of the Cantonment Board, Cantonment Board can take action as per the provisions of Cantonments Act, 2006.

- ix. **Objection No. 09- That the Board has not enquired about the present occupancy holder of Bungalow No. 31, Stanley Road, Old Cantt and passed CBR No. 16 dated 08.06.2015.**

Board finds that subject case pertains to unauthorized constructions carried out by the Objector in Bungalow No. 31, Stanley Road, Old Cantt, Allahabad and contents of the Objection are irrelevant in the present controversy.

In view of materials available on the record, Board finds that no supporting evidence has been provided by the Objector that the constructions in question are authorized structures duly sanctioned by the Competent Authority. Board also holds that Objector was statutorily bound to have applied for sanction by giving notice under Section 235 of the Cantonments Act, 2006. However, no notice of erection of constructions in question was submitted by the Objector to the Cantonment Board. Hence, Board finds that erection of the buildings in question is in violation of law and constructions were unauthorized and, such erection of building without notice constitutes an offence under Section 247 of the Cantonments Act, 2006.

Board decided to issue demolition notice to Shri Yasharth Malviya, Legal Representative of Late Shri Pravin Malviya under Section 248 of the Cantonment Act, 2006 for removal of unauthorised constructions in question within 30 days of receipt of the notice.

Board also authorized Chief Executive Officer to issue the said notice on behalf of Cantonment Board Allahabad.

15. UNAUTHORIZED CONSTRUCTION IN BUNGALOW NO. 10, CARIAPPA ROAD COMPRISING SY. NO. 211, NEW CANTT, ALLAHABAD

Reference CBR No. 18 dated 01.09.2023.

Board vide CBR No. 18 dated 01.09.2023 decided that a joint inspection of Sy. No. 211, Bungalow No. 10, Cariappa Road, New Cantt, Allahabad be carried out by Rep of Cantonment Board, Defence Estates Office, Allahabad Circle, Allahabad and Station Cell, HQ Purva UP & MP Sub Area, New Cantt, Allahabad and joint inspection report be put up in next Board meeting.

Cantonment Board vide letter No. Z-104/CBA/2023/1421 dated 22.09.2023 intimated Shri Naresh Chandra Agrawal that joint inspection of Sy. No. 211, Bungalow No. 10, Cariappa Road, New Cantt, Allahabad has been scheduled to be carried out on 25.09.2023 at 1100 Hours (11:00 AM) and requested to please make himself or his Authorized Representative available for joint site inspection of Sy. No. 211, Bungalow No. 10, Cariappa Road, New Cantt, Allahabad on 25.09.2023 at 1100 hours (11:00 AM).

Shri Naresh Chandra Agrawal vide email dated 23.09.2023 requested to re-schedule the joint inspection.

In view of the request made by Shri Naresh Chandra Agrawal vide email dated 23.09.2023, Cantonment Board vide letter No. Z-104/CBA/2023/X dated 21.10.2023 requested Shri Naresh Chandra Agrawal to make himself or his Authorized Representative available for joint site inspection of Sy. No. 211, Bungalow No. 10, Cariappa Road, New Cantt, Allahabad on 25.10.2023 at 1200 hours.

Accordingly, joint inspection has been carried out on 25.10.2023 by Rep of Cantt Board, Rep of Station Cell and Shri Harsh Gupta, Advocate, Rep of Shri Naresh Chandra Agrawal.

Relevant files along with site inspection report are placed on the Table.

Board to consider.

CBR NO. 15: Board perused the joint inspection report dated 25.10.2023 and observed that the following constructions are not present in the Building Plan submitted by Late Shri Radhey Shyam vide Building Application dated 11.06.1962 and said constructions have been carried out in Bungalow No. 10, Sy. No. 211, Cariappa Road, New Cantt, Allahabad without having given valid notice as required under section 235 of Cantonments Act, 2006 and without having received proper sanction from the competent authority which is an offence under section 247 of the Cantonments Act, 2006:

- | | | |
|-------|--|------------------|
| i. | Extension of construction area on one side of building measuring - 55'x 5' | |
| | Extension of construction area on other side of building measuring - 55'x 5' | |
| ii. | One Room measuring | - 11'3" x 11' |
| iii. | One Room measuring | - 11'6" x 9'6" |
| iv. | One Room measuring | - 5'6" x 9'6" |
| v. | One Room measuring | - 17'9" x 19'2" |
| vi. | One Room measuring | - 16' x 18' |
| vii. | One Room measuring | - 12' x 18' |
| viii. | One Room measuring | - 27'9" x 14'2" |
| ix. | One Room measuring | - 19'9" x 13'10" |
| x. | One toilet block measuring | - 9'6" x 6'3" |
| | | - 7'3" x 6'3" |
| | | - 8'6" x 5'3" |
| xi. | One Room measuring | - 10'9" x 19' |
| xii. | One toilet block measuring | - 8'6" x 7' |
| | | - 8'6" x 7'3" |
| xiii. | One Room measuring | - 19'11" x 16'6" |
| xiv. | One Room measuring | - 12'9" x 17'10" |

Board decided to issue notice to Shri Naresh Chandra Agrawal S/o Shri Radhey Shyam, Bungalow No. 10, Sy. No. 211, Cariappa Road, New Cantt, Allahabad to show cause within 14 days of receipt of the notice as to why action under the provisions of Cantonments Act, 2006 should not be taken against him for removal of above mentioned constructions.

16. PROPOSAL TO RENAME ALLAHABAD CANTONMENT AS PRAYAGRAJ CANTONMENT

Reference Directorate, Defence Estates, Central Command, Lucknow Cantt letter No. 58559/Rename of Cantts/26 dated 10.10.2023 and CBR No. 27 dated 28.04.2023.

Board vide CBR NO. 27 dated 28.04.2023 considered & approved by the Board. The Board decided to forward a proposal regarding renaming of Allahabad to Prayagraj to the PDDE, CC, Lucknow for obtaining necessary approval.

Accordingly, Cantonment Board vide letter No. L-34/Renaming of Cantt/CBA/2023/924 dated 18.07.2023 forwarded the proposal for renaming of Cantonment to PDDE, CC, Lucknow.

Directorate, Defence Estates, Central Command, Lucknow Cantt vide letter No. 58559/Rename of Cantts/26 dated 10.10.2023 and 58559/Rename of Cantts/ dated 18.07.2023 raised following observations and directed to forward afresh proposal:

- i. Copies of Govt. of Uttar Pradesh vide which Govt. of Uttar Pradesh has renamed both Allahabad District and Division as Prayagraj District and Division have not found enclosed.
- ii. Board has approved to forward proposal for renaming of "Allahabad to Prayagraj", which is incomplete resolutions as it should be "Allahabad Cantonment to Prayagraj Cantonment".

Directorate also directed to forward afresh proposal by incorporating the same.

Relevant files are placed on the Table.

Board to consider.

CBR NO. 16: Board decided to forward a fresh proposal for renaming of Allahabad Cantonment to Prayagraj Cantonment to the PDDE, CC, Lucknow for obtaining necessary approval of the Competent Authority.

17. IMPLEMENTATION OF PRADHAN MANTRI KAUSHAL VIKAS YOJNA

Reference PDDE, CC, Lucknow letter No. 54585/VT&SD/Cantt/OS/82 dated 06.10.2023 and letter No 54585/VT & SD/Cantt/OS/90 dated 16.10.2023.

Five courses were identified to start under Pradhan Mantri Kaushal Vikas Yojna in Cantt. High School, Sadar Bazar, New Cantonment Prayagraj.

1. Customer Care Executive-Domestic- Non- Voice
2. Domestic IT Helpdesk Attendant
3. Self Employed Tailor
4. Safai Karamchari
5. Professional Makeup Artist

Self Employed Tailor course started on 25.11.2023. The maximum time duration of each course is six months. Implementation of each course required a trainer with a minimum monthly charges of Rs.10,000/-. The total monthly charges will be Rs.50,000/-.

Relevant files are placed on the Table.

Board to consider.

CBR NO. 17: Considered & approved by the Board.

18. CENTRALIZED SEWERAGE SYSTEM FOR NEW CANTT AREA: DESIGN/ STRUCTURAL DESIGN, SUPPLY, CONSTRUCTION AND INSTALLATION OF COMPLETE SEWERAGE TREATMENT PLANT OF CAPACITY 2 M.L.D. AND 0.5 M.L.D INCLUDING ALL CIVIL WORKS FOR STPs

Reference CBR No. 20 dated 28.04.2023.

Board vide CBR No. 20 dated 28.04.2023 considered & decided that commissioning of STP be carried out through any other agency at the risk and cost of Hydrotech Paryavaran (India) Pvt. Ltd., Chandigarh and the amount so spent shall be deducted from the final payment, and if the amount so spent falls short from security deposit, the same shall be recovered as per the provisions of Cantonment Act, 2006.

Further, Board decided to complete the commissioning of STPs and allied works including house connections under Tender of Term Contract for miscellaneous improvement works in Allahabad Cantt for Year 2021-22.

Accordingly, Cantonment Board vide letter No. P-II/2021-22/TC/Misc-Imp/CBA/2023/809 dated 25.05.2023 conveyed the decision of the Board to Mohammad Rizwan Contractor that the commissioning of STPs and allied works including house connections be completed under Tender of Term Contract for miscellaneous improvement works in Allahabad Cantt for Year 2021-22 and directed him to complete the said work.

Mohammad Rizwan Contractor vide letter dated 30.05.2023 stated that their firm has no experience of carrying out similar works.

It is also submitted that during the survey of the existing sewer line, it was observed that the final point of the sewer line is falling below the inlet of collecting point in the STP.

Further, Praveen Kumar Jaiswal vide letter dated 11.12.2023 has furnished his willingness to carry out the commissioning of STPs and allied works including improvement works in sewer line, house connections under Tender of Term Contract for improvement of Cantt Fund Building in Allahabad Cantt for Year 2023-24. Estimated cost of the commissioning of STPs and improvement works in sewer line is Rs 9,85,000/- and Rs. 24,95,000/-

Relevant file is placed on the table.

Board to consider.

CBR NO. 18: Board decided to carry out the commissioning of STPs at estimated cost of Rs. 9,85,000/- and improvement works in sewer line at estimated cost of Rs. 24,95,000/- under Tender of Term Contract for improvement of Cantt Fund Building in Allahabad Cantt for Year 2023-24.

During discussion, it is noted that Board vide CBR No. 04 dated 10.01.2019 approved the cost of household connection charges at the rate of Rs. 5470/- per connection and it was also decided that Rs. 3500/- per connection be charged from the end user. Considering the current schedule of rates and site conditions, Board approved the revision of cost of household connection charges at the rate of Rs. 6950/- and also decided that Rs. 4400/- per connection be charged from the end user. Board decided that work of household sewer connections be carried out under Tender of Term Contract for improvement of Cantt Fund Building in Allahabad Cantt for the Year 2023-24.

19. APPROVAL OF DRAFT BUSINESS REGULATIONS OF CANTONMENT BOARD, ALLAHABAD

Reference Principal Director, Defence Estates, Central Command, Lucknow letter No. ACB/Business Regulation/CBA/2023/1627 dated 07.11.2023 and Circular Agenda No. 1 dated 04.11.2023.

Board vide Circular No. 1 dated 04.11.2023 approved the Draft Business Regulations of Cantonment Board, Allahabad.

A proposal for notification of the Draft Business Regulations was forwarded to Principal Director, Defence Estates, Central Command, Lucknow vide letter No. ACB/Business Regulation/CBA/2023/1627 dated 07.11.2023.

Directorate, Defence Estates, Central Command, Lucknow Vide letter No. 35281/Review of BL & Regu/31 dated 20.11.2023 forwarded the suggestions given by DGDE and re-check the draft Business Regulations and directed to forward Draft Business Regulations incorporating all the requisite points therein duly approved by Board

Accordingly, Draft Business Regulations have been re-checked and suggestions made by DGDE have been duly incorporated in revised Draft Business Regulations prepared by this Board.

Board to consider.

CBR NO. 19: Board approved the revised Draft Business Regulations of Cantonment Board, Allahabad to send it to higher authority for further action.

20. ISSUES RELATED TO THE PUBLIC INFRASTRUCTURE PROJECTS IN PRAYAGRAJ RELATED TO MAHAKUMBH-2025, RAISED DURING MEETING HELD UNDER THE CHAIRMANSHIP OF JS (LANDS) ON 20.06.2023

- Reference:
1. PDDE, CC, Lucknow email dated 23.11.2023 and DGDE, Delhi Cantt email dated 22.11.2023 in respect of MoD ID Note No. 13015/19//2023/D(Lands)(Pt.) dated 20.11.2023 on "Issues related to the Public Infrastructure Projects in Prayagraj related to Mahakumbh-2025, raised during meeting held under the Chairmanship of JS (Lands) on 20.06.2023".
 2. Reference CBR No. 01 dated 27.10.2023.
 3. HQ Purva UP & MP Sub Area, New Cantt, Allahabad letter No. 26024/KM/Q3 dated 10.07.2023.
 4. CBR No. 07 dated 28.06.2023.
 5. MoD ID No. 13015116120231D (Lands) dated 21.06.2023 on "Minutes of the meeting held on 20.06.2023 under the chairmanship of Joint Secretary (Lands) to discuss the issues related to the Public Infrastructure Projects in Prayagraj related to the Mahakumbha-2025".
 6. DEO Allahabad Circle, Allahabad vide letter No. DEO/Alld/Deposit work/3 dated 20.06.2023.
 7. Prayagraj Mela Authority letter No. 330/15-Mahakumbh-2025(2023- 24) dated 31.05.2023.

Directorate vide email under reference dated 23.11.2023 directed Cantonment Board to furnish detailed report along with comments/ recommendations in respect of the subject matter.

Detailed report along with comments/ recommendations is furnished below:

- i. DEO Allahabad vide letter under reference dated 20.06.2023 forwarded a copy of Prayagraj Mela Authority letter No. 330/15-Mahakumbh-2025(2023-24) dated 31.05.2023.

DEO Allahabad intimated that 16 preliminary estimates for construction/ widening of roads in side cantonment at Allahabad are received from Prayagraj Mela Authority, Prayagraj vide their letter No. 330/15-Mahakumbh-2025(2023- 24) dated 31.05.2023 in which various defence lands are involved. The total approximate road length of the project is 15300 meter. Out of 15300 meter road length, there is 3739 meter road length is on A-1 defence land and remaining road length is on land managed by DEO and others department.

DEO Allahabad requested to give consent of Cantonment Board for execution of works by Office of Cantonment Board Allahabad as deposit work.

- ii. Matter was referred to Board. Board vide Resolution No. 08 dated 28.06.2023 approved the deposit work proposal of Prayagraj Mela Authority with Cantonment Board and also decided to invite tender for the said deposit works.
- iii. It is submitted that a meeting was held on 20.06.2023 under the chairmanship of Joint Secretary (Lands) to discuss the issues related to the Public Infrastructure Projects in Prayagraj related to the Mahakumbha-2025.

A total of 20 points were discussed in the said meeting including widening of various roads near Parade Ground in Fort Cantt, Allahabad. As per Para 3 (iv) of Minutes of Meeting issued vide Ministry of Defence ID No. 13015116120231D (Lands) dated 21.06.2023, "No sanction from MoD is required".

- iv. In connection to the same, HQ Purva UP & MP Sub Area, New Cantt, Allahabad vide letter No. 26024/KM/Q3 dated 10.07.2023 submitted that widening/ construction of roads near Parade Ground will involve utilization of additional defence land and civil administration is required to upload the requisition on LMS portal of MoD.
- v. Directorate General Defence Estates, Delhi Cantt vide email under reference dated 22.11.2023 forwarded a MoD ID Note No. 13015/19//2023/D(Lands)(Pt.) dated 20.11.2023 on "Issues related to the Public Infrastructure Projects in Prayagraj related to Mahakumbh-2025, raised during meeting held under the Chairmanship of JS (Lands) on 20.06.2023" and directed to furnish a report along with comments/recommendations on the said matter.

As per Sr. No. (b) of Table contained in Para 2 of the AHQ ID dated 19.09.2023 (enclosed with the MoD ID dated 20.11.2023) in respect of the subject matter, the proposal involves widening of 10 roads and construction of new roads/ interlocking pathways and, Civil administration be advised to carry out preliminary survey to identify the defence land involved in each road widening/ new construction & accordingly upload the requisition in LMS portal of MoD.

In connection to the same, it is intimated that Mela Adhikari, Prayagraj Mela Authority, Prayagraj vide letter No. 1205/पन्द्रह-मोकु-2025 (2023-24) dated 16.08.2023 submitted the following:

".....प्रश्नगत प्रकरण के सम्बन्ध में अवगत कराना है कि परेड क्षेत्र में 16मार्गों के चौड़ीकरण एवं सुदृढ़ीकरण निर्माण का कार्य डिपॉजिट वर्क के आधार पर आप द्वारा कराया जाना है, जो मेलावधि में आने वाले श्रद्धालुओं के साथ-साथ आम जन मानस हेतु उपयोगी है। उक्त 16मार्गों का स्वामित्व आपका ही रहेगा।....."

In view of the Prayagraj Mela Authority, Prayagraj letter 16.08.2023, it is intimated that the ownership of the defence land shall remain with Govt. of India, Ministry of Defence Land and there is no involvement of transfer of defence land in the subject case. Hence, there is no requirement of uploading of application by the Civil Administration on the LMS portal of MoD.

Since the use of the defence land in question will be for municipal purpose, the defence land involved in the proposed construction/ widening of roads may be reclassified to Class-‘C’ land under the management of Cantonment Board Allahabad in the interest of pilgrims, devotee and general public visiting Sangam Area, Fort Cantt, Allahabad.

Relevant file is placed on the Table.

Board to consider.

CBR NO. 20: Board decided to forward the copy of MoD ID Note No. 13015/19//2023/D(Lands)(Pt.) dated 20.11.2023 on “Issues related to the Public Infrastructure Projects in Prayagraj related to Mahakumbh-2025, raised during meeting held under the Chairmanship of JS (Lands) on 20.06.2023”.

Board decided to seek the views of LMA on the following two options for execution of Deposit Works of 16 roads in Sangam Mela area of Fort Cantonment by Cantonment Board:

- i. **Recommendation of LMA for reclassification of the defence land including A1 land involved in the proposed construction/ widening of roads to Class-‘C’ land under the management of Cantonment Board Allahabad.**

Or

- ii. **Issuance of NOC by LMA for proposed construction/ widening of roads by Cantonment Board Allahabad as the management of Defence land will remain with all concerned i.e. LMA/ DEO/ Cantt Board as per land classification and no transfer of management/ ownership will take place.**

**SD/-
Amit Kumar Mishra
Secretary/Member/Chief Executive Officer
Cantonment Board, Allahabad**

**SD/-
Brig. Maninder Singh Sidhu
President
Cantonment Board, Allahabad**

True Copy

**Office Superintendent
Cantonment Board, Allahabad**